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VS.

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UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

KIERON CARR, Action No. C-12-4051-EMC

> STIPULATION AND PROPOSED ORDER FOR Plaintiff. EXTENSION OF TIME TO COMPLETE

SETTLEMENT CONFERENCE

ORDER RESETTING FURTHER CMC

OAKLAND HOUSING AUTHORITY, a governmental entity; OAKLAND HOUSING AUTHORITY POLICE DEPARTMENT, a governmental entity; CAREL J. DUPLESSIS, in his capacity as Chief of Police for OAKLAND HOUSING AUTHORITY POLICE DEPARTMENT; T. GODFREY; N. MUMBOWER; KENNETH NIELSON, JOSHUA RUIZ; and R. FLORES, individually, and in their capacity as police officers for OAKLAND HOUSING AUTHORITY POLICE DEPARTMENT; and DOES 4-25, inclusive,

Defendants.

STIPULATION

All parties to this action stipulate and agree, by and through their respective counsel, as follows:

- 1. The parties have not conducted sufficient discovery for a fruitful Settlement Conference to occur. No depositions have been taken, and no written discovery has been served;
- 2. Plaintiff's counsel is still in the process of serving plaintiff's First Amended Complaint and Summons on defendants:
- 3. Since the parties cannot conduct a meaningful Settlement Conference at this time, the parties agree that the Settlement Conference presently schedule to take place on February 14, 2013, at 9:30 a.m., Ctrm. A, 15th Floor, S.F. before Honorable Magistrate Judge Nathaneal Cousins be re-scheduled at a date and time approximately ninety (90) days from the presently scheduled date.

LAW OFFICES OF GAYLA B. LIBET

Dated: <u>2-5-13</u> By: <u>/s/ Gayla B. Libet</u> GAYLA B. LIBET, Esq. Attorneys for Plaintiff KIERON CARR

LAW OFFICES OF JOHN L. BURRIS

Dated: 2-5-13 By: /s/ DeWitt Lacy DEWITT LACY, Esq. Attorneys for Plaintiff **KIERON CARR**

CHOLAKIAN & ASSOCIATES

By: /s/ Brian Finn Dated: 2-5-13 BRIAN FINN, Esq. Attorneys for Defendants OHA; OHAPD;

CAREL M. DUPLESSIS; and named

defendant police officers

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

The Further CMC is reset from 5/2/13 to 5/23/13 at 10:30 a.m. An updated CMC statement is due 5/16/13.

Dated:

The Further CMC is reset from 5/2/13 to 5/23/13 at 10:30 a.m. An updated CMC statement is due 5/16/13.

WARD M. CHEN takes District Court Judge

TIT IS SO ORDERED takes District Court Judge

Judge Edward M. Chen